



Docket No. 09800081-0066

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**DECLARATION FOR PATENT APPLICATION**

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As a below-named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am an original and first inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**BFIT COMPOSITIONS AND METHODS OF USE**

assigned **Application Serial No. 10/055,624**, filed on **January 22, 2002**.

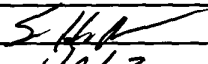
I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

60/263,362  
(Application Serial No.)

January 22, 2001  
(Filing Date)

|                                    |  |
|------------------------------------|--|
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Declaration for Patent Application  
and Power of Attorney  
Page 2

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### POWER OF ATTORNEY

Inventors: Sean H. Adams , Clarissa J. Chui, Audrey D. Goddard,  
J. Christopher Grimaldi and David A. Lewin

Title: BFIT COMPOSITIONS AND METHODS OF USE

The specification of the above identified patent application was filed on  
January 22, 2002 and Assigned Serial No. 10/055,624

I hereby appoint the attorney(s) and agent(s) of Sonnenschein Nath & Rosenthal  
associated with Customer Number 26263, with full power of revocation and substitution,  
to prosecute this application and to transact all business with the United States Patent  
and Trademark Office in connection therewith.

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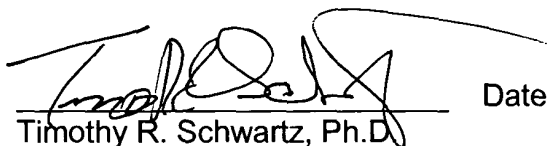
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I hereby declare that all statements made herein of my own knowledge are true and that  
all statements made on information and belief are believed to be true; and further that  
these statements were made with the knowledge that willful false statements and the  
like so made are punishable by fine or imprisonment, or both, under Section 1001 of  
Title 18 of the United States Code, and that such willful false statements may jeopardize  
the validity of the application or any patent issued thereon.

Signature:

Name:

Title:

  
Timothy R. Schwartz, Ph.D.

Date:

JAN 10, 2003

Section Patent Attorney (Authorized Corporate Signatory)



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the validity of the application or any patent issued thereon.

Signature: \_\_\_\_\_

Christopher K. McLeod  
Executive Vice President

Date: \_\_\_\_\_

12/2/02